

Request for Continued Examination (RCE) Transmittal

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| First Named Inventor: Michael R.S. Hill | |
| Application No.: 10/039,307 | Confirmation No: 2140 |
| Filed: 10/26/2001 | |
| Title: Method and Apparatus for Electrically Stimulating the Nervous System to Improve Ventricular Dysfunction, Heart Failure, and Other Cardiac Conditions | |

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

1. **Submission required under 37 CFR § 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless Applicant instructs otherwise. If Applicant does not wish to have any previously filed unentered amendment(s) entered, Applicant must request non-entry of such amendment(s).
 - a. ☒ Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
 - i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____.
 - ii. ☐ Other:
 - b. ☒ Enclosed:
 - i. ☒ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☒ Information Disclosure Statement (IDS)/Supplemental IDS
 - iv. ☐ Other:
2. **Miscellaneous**
 - a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
 - b. Other _____
3. **Customer Number for Correspondence Address: 27581**
4. **Fees:** The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.
 - ☒ The RCE fee required under 37 CFR § 1.17(e) will be made at the time of submission via EFS-Web. In the event fees are not or cannot be paid at the time of EFS-Web submission, please charge any fees under 37 CFR § 1.17 which may be required to Deposit Account No. 13-2546.
 - ☒ Please charge any additional fees associated with the prosecution of this application to Deposit Account No. 13-2546. This authorization includes the fee for any necessary extension of time under 37 CFR § 1.136(a). To the extent any such extension should become necessary, it is hereby requested.
 - ☒ Please credit any overpayment to the same deposit account.
5. ☒ **A Request for Extension of Time is being filed concurrently.**

Respectfully submitted,

October 13, 2008
Date

/Reed A. Duthler/
Reed A. Duthler, Reg. No.: 30,626
Telephone No.: 763-526-1564

Medtronic, Inc.
710 Medtronic Parkway,
Minneapolis, MN 55432
Fax no.: 763-505-2530